

JEFFER, MANGELS, BUTLER & MARCHIARO LLP
A LIMITED LIABILITY PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

1900 Avenue of the Stars, Seventh Floor
Los Angeles, California 90067-4301
Telephone: (310) 203-8080
Facsimile: (310) 203-0567

Date: January 22, 2003

From: Brennan C. Swain, Esq.

Deliver to: Examiner Julie Smith
U.S. Patent and Trademark Office

Facsimile: (703) 308-3686

Telephone: ()

Client #: 57139-5045

Client Name: Shimano, Inc.

Appl. Serial No.: 09/785,026

Total number of pages (including this page): - 2 -. If you do not receive this number of pages, please contact our FAX operator at (310) 203-8080 ext. 6626.

Message:

A HARD COPY OF THE DOCUMENT(S) WILL NOT BE SENT

This FAX is intended only for the use of the individual or entity to which it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. If you are not the intended recipient, any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original FAX to us at the above address by the US Postal Service. Thank you.

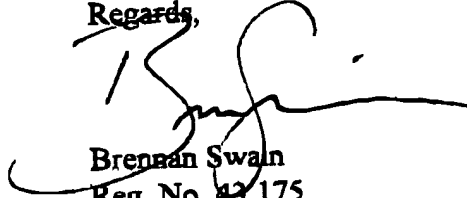
1. (Twice Amended) A bicycle control device for holding a computer switch having an operation control button with an outer periphery having a shape, the device comprising: a top surface defining a recess therein, wherein the operation control button is movable within the recess, and wherein the recess has a shape which conforms to the shape of the outer periphery of the operation control button.

REMARKS

Applicant thanks Examiner Smith for taking the time to interview the case. As discussed, it is believed that the language "the operation control button is movable within the recess" combined with "wherein the recess has a shape which conforms to the outer periphery of the operation control button" distinguishes over Abe. The only portions of Abe which are movable within the recess are buttons 35 and 36. The recess 23 does not have a shape that conforms to the shape of the outer periphery of buttons 35 and 36.

Please give me a call to further discuss the case.

Regards,



Brennan Swain

Reg. No. 43,175

JEFFER, MANGELS, BUTLER &
MARMARO LLP

Seventh Floor

1900 Avenue of the Stars

Los Angeles, CA 90067

Tel: (310) 785-5308